



Docket No.: 1594.1017

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Tae-Duk KIM

Serial No. 09/993,496

Group Art Unit: 3746

Confirmation No. 8100

Filed: November 27, 2001

Examiner: E. Sayoc

For: APPARATUS AND METHOD FOR CONTROLLING LINEAR COMPRESSOR AND
PREVENTING COLLISION OF PISTON (As Amended)

COMMENTS ON REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

A Statement of Reasons for Allowance was forwarded in the Notice of Allowability mailed September 23, 2005.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The Examiner characterizes certain features of identified claims. However, it is submitted that the Examiner's characterizations of only portions of the claims may place unwarranted emphasis on certain features of the claims. Furthermore, the Examiner does not specify which claim he is referring to in his reasons, but not all of the features discussed by the Examiner are recited in all of the independent claims. For example, independent claim 11 does not recite a collision detection unit.

It is further submitted that the claims speak for themselves and should not be interpreted

based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

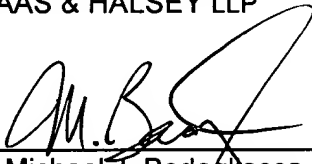
If the Examiner has any remaining issues to be addressed, it is believed that prosecution can be expedited and possibly concluded by the Examiner contacting the undersigned attorney for a telephone interview to discuss any such remaining issues.

If there are any underpayments or overpayments of fees associated with the filing of this Amendment, please charge and/or credit the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 12-8-05

By: 
Michael J. Badagliacca
Registration No. 39,099

1201 New York Avenue, NW, Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501